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| 0  |  |   |  |
|    | UNITED STATES DIST   |   |  |
| 11 | FOR THE NORTHERN DISTR   |   |  |
| 12 | SAN FRANCISCO  | DIVISION  |  |
|    |  |   |  |
| 13 | NAME AND ADDRESS OF THE PARTY O | 1   |  |
| 14 | IMPLICIT NETWORKS, INC.,   | Case No. CV 09-1628 WHA                         |  |
|    | Plaintiff,   | Case 110. C v 07-1020 W11/1                     |  |
| 15 |  | PROPOSED ODDED DE CLAUM                         |  |
| 16 | V.   | PROPOSED ORDER RE: CLAIMS CONSTRUCTION BRIEFING |  |
|    | HTC CORP. and HTC AMERICA, INC.;   | SCHEDULE  |  |
| 17 |  |   |  |
| 18 | Defendants.  |   |  |
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| 1        | Event   | <b>Proposed Dates</b>        |  |
|----------|---|------------------------------|--|
| 2        | Exchange of Proposed Terms and Claim Elements for Construction [Pat. L.R. 4.1.a-b.]   | October 12, 2009             |  |
| 3        | Simultaneous Exchange of Preliminary Claim<br>Constructions and Preliminary Identifications of<br>Extrinsic Evidence [Pat. L.R. 4.2.a-b.] | October 19, 2009             |  |
| 5        | Simultaneous Exchange of Responsive Claim<br>Constructions  | November 4, 2009             |  |
| 6<br>7   | Filing of Joint Claim Chart, Worksheet and Hearing Statement [Pat. L.R. 4.3]  | November 13, 2009            |  |
| 8        | Completion of Claim Construction Discovery [Pat. L.R. 4.4]  | December 7, 2009             |  |
| 9        | Opening Claim Construction Brief [Pat. L.R. 4.5.a.]   | December 7, 2009             |  |
| 10       | Responsive Claim Construction Brief [Pat. L.R. 4.5.b]   | December 21, 2009            |  |
| 11       | Reply Claim Construction Brief [Pat. L.R. 4.5.c]  | January 6, 2010              |  |
| 12       | Tutorial  | January 13, 2010 at 1:30 pm. |  |
| 13<br>14 | Claim Construction Hearing [Pat. L.R. 4.6]  | January 27, 2010 at 1:30 pm. |  |
| 15       |   |                              |  |
| 16       | IT IS HEREBY STIPULATED by and between the parties hereto through the   |                              |  |
| 17       | respective attorneys of record that the foregoing Proposed Claims Construction Brie   |                              |  |

es hereto through their s Construction Brief schedule be adopted by the Court.

## IT IS SO STIPULATED

| Dated: August 12, 2009 | HOSIE RICE LLP  |
|------------------------|---|
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## Casse 3:09-cv-01628-WHA Document 103 Filed 08/12/09 Page 33:05

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| ر<br>ر |   |
| 24     | Attorneys for Defendants  |
| 25     | HTC CORP. and HTC AMERICA   |
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PROPOSED ORDER RE: CLAIMS
CONSTRUCTION BRIEFING SCHEDULE

## Case 3:09-cv-01628-WHA Document 103 Filed 08/12/09 Page 44 of 55

I hereby attest pursuant to General Order 45.X.B. that concurrence in the electronic filing of this document has been obtained from the other signatories. DATED: August 12, 2009 /s/ Bruce Wecker Bruce Wecker 

## PURSUANT TO STIPULATION IT IS ORDERED THAT

the foregoing Proposed Claims Construction Briefing schedule is adopted by the

Court.

Dated: August 18, 2009

